

Serial No.: 09/829,361

### REMARKS

Claims 6 is pending in the application. Favorable reconsideration of the application, as amended, is respectfully requested.

#### **I. REJECTION OF CLAIM 6 UNDER 35 USC §102(e)**

Claim 6 now stands rejected under 35 USC §102(e) based on *Saeki et al.* This rejection is respectfully traversed for at least the following reasons.

Claim 6 defines a *recording medium* on which *transport stream data* has been recorded. The transport stream data includes menu item coordinate information, image information and valid duration information which has been recorded on the recording medium.

The Examiner refers to Column 29, Lines 28-39 of *Saeki et al.* as teaching transport stream data as recited in amended Claim 6. Specifically, *Saeki et al.* states:

*The media do not necessarily have to be information storage media like optical discs. So long as image information and its control information can be interleaved into the medium, the media may be wireless transmission media like broadcasting or wired transmission media like a communication line. Here, examples of the transmission media are telephone lines, internet, LAN, and satellite broadcasting. As the video objects of the present embodiment are a type of MPEG data called "system stream", in the case of the above mentioned transmission media, the video object will be transferred as transport stream into which the system streams are multiplexed. Id. (Emphasis Added).*

As noted in the above passage from *Saeki et al.*, the reference may teach transferring data as a transport stream (i.e., "the video object will be transferred as transport stream"). However, *Saeki et al.* teaches utilizing transport stream data only in the context of a transmission media (i.e., "in the case of the above mentioned transmission media). *Saeki et al.* does not teach or suggest transport stream data for a recording medium as recited in claim 6.

In other words, *Saeki et al.* discloses an information storage media in the form of an optical disk. However, *Saeki et al.* does not teach or suggest utilizing transport stream data in connection with the optical disk. Rather, *Saeki et al.* teaches utilizing transport stream data in the case where the media is a transmission medium as opposed to a recording medium such as an optical disk.

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For at least the above reason, *Saeki et al.* does not teach or suggest a recording medium having each and every feature as recited in claim 6. Therefore, the rejection of claim 6 is improper and should be withdrawn.

## II. CONCLUSION

Accordingly, claim 6 is believed to be allowable and the application is believed to be in condition for allowance. A prompt action to such end is earnestly solicited.

Should the Examiner feel that a telephone interview would be helpful to facilitate favorable prosecution of the above-identified application, the Examiner is invited to contact the undersigned at the telephone number provided below.

Should a petition for an extension of time be necessary for the timely reply to the outstanding Office Action (or if such a petition has been made and an additional extension is necessary), petition is hereby made and the Commissioner is authorized to charge any fees (including additional claim fees) to Deposit Account No. 18-0988.

Respectfully submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP

  
Mark D. Saralino  
Registration No. 34,243

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The Keith Building  
1621 Euclid Avenue  
Nineteenth Floor  
Cleveland, Ohio 44115  
(216) 621-1113  
C:\GENYAMA\yemap572a.aaf.wpd